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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/522,624	10/03/2005	Stuart Goodridge	66102-0004	5003
27717	7590	06/20/2007		
SEYFARTH SHAW LLP 131 S. DEARBORN ST., SUITE2400 CHICAGO, IL 60603-5803			EXAMINER BOCHNA, DAVID	
			ART UNIT	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/522,624	Applicant(s) GOODRIDGE, STUART	
	Examiner David E. Bochna	Art Unit 3679	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 19 March 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-15 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-15 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-11 and 13-15 are rejected under 35 U.S.C. 102(b) as being anticipated by Stranberg '059.

In regard to claim 1, Stranberg discloses a fitting for connection to an end of a tubular member, the fitting comprising a collar 16 which is received over an outer surface of an end of the tubular member 20, and a separate externally threaded sleeve 10 which has an outside diameter which is larger than an internal diameter of the tubular member, and which is screwed into the tubular member to expand the tubular member and trap it between the collar and the sleeve, an outside surface of the sleeve and an internal bore of the collar being cylindrical, and the internal bore of the collar being smooth (at 19).

In regard to claim 2, in which the sleeve forms a thread 11 in an internal wall of the tubular member as it is screwed in.

In regard to claim 3, in which the leading edge of the sleeve 22 is chamfered.

In regard to claim 4, in which the thickness of a side wall of the sleeve decreases towards its distal end 22.

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In regard to claim 5, in which the sleeve has an internal bore which is greater than or equal to an internal bore of the tubular member prior to insertion of the sleeve (bore walls of 11 and 20 match up in fig. 1).

In regard to claim 6, in which the tubular member 20 is a hose.

In regard to claim 7, in which the tubular member 20 is a high pressure hydraulic hose.

In regard to claim 8, in which the sleeve is connected to a hydraulic connector 5 at its end remote from a threaded end 10 of the sleeve.

In regard to claim 9, in which the tubular member is formed from a polymer (claims are only drawn to the fitting and not a fitting in combination with the tubular member therefore the prior art must only anticipated the features of the fitting and not the fitting in combination with the tube).

In regard to claim 10, in which the tubular member is formed from Teflon (claims are only drawn to the fitting and not a fitting in combination with the tubular member therefore the prior art must only anticipated the features of the fitting and not the fitting in combination with the tube).

In regard to claim 11, in which the tubular member comprises a resilient inner hose within a braided metal outer sheath (claims are only drawn to the fitting and not a fitting in combination with the tubular member therefore the prior art must only anticipated the features of the fitting and not the fitting in combination with the tube).

In regard to claim 13, in which the sleeve is provided with a secondary thread 9 which engages in a corresponding thread 17' formed on the collar.

In regard to claim 14, in which the secondary thread 9 is of larger diameter than the primary thread 11.

In regard to claim 15. (New): A method of connecting a fitting to an end of a tubular member, the method comprising the steps of:

(a) fitting a collar 16 with a cylindrical internal bore 19 over a free end of the tubular member;

(b) screwing a threaded sleeve 10 of the fitting, which sleeve has a cylindrical outer surface with a diameter larger than an internal diameter of the tubular member, into the tubular member, thereby expanding the tubular member and trapping it between the collar and the sleeve (see fig. 1).

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claim 12 is rejected under 35 U.S.C. 103(a) as being unpatentable over Stranberg.

In regard to claim 12, Stranberg discloses a threaded on the threaded sleeve, but not that the thread on the threaded sleeve is 36 UNF or 28 UN on G-Line style pitch. However, it would have been obvious to one of ordinary skill in the art to make the thread on the threaded sleeve a 36 UNF or 28 UN on G-Line style pitch because a change in the shape of a prior art device is a design consideration within the skill of the art. In re Dailey, 357 F.2d 669, 149 USPQ 47 (CCPA 1966).

Response to Arguments

5. Applicant's arguments with respect to claim 1 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Morin discloses a similar coupling common in the art.

7. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).


A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to David E. Bochna whose telephone number is (571) 272-7078. The examiner can normally be reached on 8-5:30 Monday-Thursday and every other Friday.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Daniel P. Stodola can be reached on (571) 272-7087. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

A handwritten signature in black ink, appearing to read 'David E. Bochna', with a stylized flourish at the end.

David E. Bochna
Primary Examiner
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